JUDGE KOCORAS FILED: AUGUST 14 , 2008

MAGISTRATE JUDGE REEVS:08-cv-0463 TVIP CONVERT SHEEF 100 8841463008 Page 1 of 1

The civil cover sheet and the information contained herein neither replace nor supplement the filing and service of pleadings or other papers as required by law, except as provided by local rules of court. This form isrequired for the use of the Clerk of Court for the purpose of initiating the civil docket sheet. (SEE INSTRUCTIONS ON THE REVERSE OF THE FORM.)

| (a) PLAINTIFFS  (b) County of Residence of First Listed Plaintiff  (EXCEPT IN U.S. PLAINTIFF CASES)   |  |   |          | County of Residence of First Listed Defendant  (IN U.S. PLAINTIFF CASES ONLY)  NOTE: IN LAND CONDEMNATION CASES, USE THE LOCATION OF THE LAND INVOLVED.  |   |  |                                 |   |   |
|---|--|---|----------|--|---|--|---------------------------------|---|---|
|   |  |   |          |  |   |  |                                 |   |   |
| II. BASIS OF JURISDICTION (Place an "X" in One Box Only)  |  |   |          | CITIZENSHIP OF PRINCIPAL PARTIES (Place an "X" in One Box for Plaintiff (For Diversity Cases Only)  and One Box for Defendant)   |   |  |                                 |   |   |
| 1 U.S. Government<br>Plaintiff  | 3 Federal Question<br>(U.S. Government Not a Party)  |   | Cit      | tizen of T   | PTF This State  | DEF PTF DEF  1 Incorporated or Principal Place 4 4  of Business In This State  |                                 |   |   |
| 2 U.S. Government<br>Defendant  | •  |   | Cit      |  |   |  | Incorporated and of Business In |   | 5 5   |
| IV. NATURE OF SUIT  | NATURE OF SUIT (Place an "X" in One Box Only)  |   |          | Citizen or Subject of a<br>Foreign Country   |   | 3 3 Foreign Nation   |                                 |   | 6 6   |
| CONTRACT  |  |   | FC       | FORFEITURE/PENALTY   |   | BANKRUPTCY   |                                 | OTHER STATUTES  |   |
| 110 Insurance 120 Marine 130 Miller Act 140 Negotiable Instrument 150 Recovery of Overpayment & Enforcement of Judgment 151 Medicare Act 152 Recovery of Defaulted Student Loans (excl. vet.) 153 Recovery of Overpayment of Veteran's Benefits 160 Stockholders' Suits 190 Other Contract 195 Contract Product Liability 196 Franchise  REAL PROPERTY  210 Land Condemnation 220 Foreclosure 230 Rent Lease & Ejectment 240 Torts to Land 245 Tort Product Liability 290 All Other Real Property | PERSONAL INJURY 310 Airplane 315 Airplane Product Liability 320 Assault, Libel & Slander 330 Federal Employers' Liability 340 Marine 345 Marine Product Liability 350 Motor Vehicle 355 Motor Vehicle Product Liability 360 Other Personal Inj.  CIVIL RIGHTS  441 Voting 442 Employment 443 Housing/ Accommodations 444 Welfare 445 ADA—Employment 446 ADA — Other 440 Other Civil Rights | PERSONAL INJUR 362 Personal Injury— Med. Malpractice 365 Personal Injury— Product Liability 368 Asbestos Persona Injury Product Liability PERSONAL PROPER 370 Other Fraud 371 Truth in Lending 380 Other Personal Property Damage 385 Property Damage Product Liability PRISONER PETITI 510 Motions to Vacat Sentence Habeas Corpus: 530 General 535 Death Penalty 540 Mandamus & Otl 550 Civil Rights 555 Prison Condition | ONS te   | 610 Agriculture 620 Other Food & Drug 625 Drug Related Seizure of Property 21 USC 881 630 Liquor Laws 640 R.R. & Truck 650 Airline Regs. 660 Occupational Safety/Health 690 Other  LABOR  710 Fair Labor Standards Act 720 Labor/Mgmt. Relations 730 Labor/Mgmt.Reporting & Disclosure Act 740 Railway Labor Act 790 Other Labor Litigation 791 Empl. Ret. Inc. Security Act |   | 422 Appeal 28 USC 158  423 Withdrawal 28 USC 157  PROPERTY RIGHTS  820 Copyrights 830 Patent 840 Trademark  SOCIAL SECURITY  861 HIA (1395ff) 862 Black Lung (923) 863 DIWC/DIWW (405(g)) 864 SSID Title XVI 865 RSI (405(g))  FEDERAL TAX SUITS  870 Taxes (U.S. Plaintiff or Defendant)  871 IRS—Third Party 26 USC 7609 |                                 | 400 State Reapportionment 410 Antitrust 430 Banks and Banking 450 Commerce/ICC Rates/etc. 460 Deportation 470 Racketeer Influenced and Corrupt Organizations 480 Consumer Credit 490 Cable/Satellite TV 810 Selective Service 850 Security/Commodity/Exch. 875 Customer Challenge 12 USC 3410 891 Agricultural Acts 892 Economic Stabilization Act 893 Environmental Matters 894 Energy Allocation Act 895 Freedom of Information Act 900 Appeal of Fee Determination Under Equal Access to Justice 950 Constitutionality of State Statutes 890 Other Statutory Actions |   |
| 1 Original 2 Re   | E AN "X" IN ONE BO<br>emoved from 3 Rate Court A   | X ONLY)  Remanded from Appellate Court  |          | einstated (  |   | erred from<br>district   | 6 Multidistric<br>Litigation    | Jud<br>ot 7 Ma  | peal to District<br>dge from<br>agistrate<br>dgment |
| VI. CAUSE OF ACTION   | ON (Enter U.S. Civil Stat<br>a brief statement of ca   | ute under which you ar<br>uuse.)  | C        |  | suit 422 and 423<br>bankruptcy matt<br>separate attachm | 3, enter the oter perviousle nent if necess  |                                 | lge for any associa<br>judge of this Cour   | ated<br>rt. Use a                                   |
| VIII. REQUESTED IN COMPLAINT:   | CHECK IF THIS IS A CLASS ACTION<br>UNDER F.R.C.P. 23   |   |          | DEMAN  |   |  |                                 | mplaint:<br>No  |   |
| IX. This case   | is not a refiling of a previ   | ously dismissed action  |          |  | ously dismissed b                                       |  | ZAL DENIGIUS.                   | 103   |   |
| DAIL  |  | SIGNATURE OF AT   | I OMNE I | OI KEC   | MD  |  |                                 |   |   |